

a copy of the said ordinance, or any particular section thereof; but every such indictment shall be sufficient if it recites the number of the ordinance alleged to have been violated, with the date of its passage, or if the ordinance has been embraced in a codification, if it refers to the number of the article and section of such codification containing such ordinance, and conforms to the rules of law governing the framing of indictments for violation of acts of the general assembly of this State, and concludes "against the form of the ordinance in such case made and provided, and against the peace, government and dignity of the State."

Indictments—Murder or Manslaughter.

An. Code, sec. 506. 1906, ch. 248.

563. In any indictment for murder or manslaughter, or for being an accessory thereto, it shall not be necessary to set forth the manner or means of death. It shall be sufficient to use a formula substantially to the following effect: "That A. B., on the——day of——nineteen hundred and——, at the county aforesaid, feloniously (wilfully and of deliberately premeditated malice aforethought) did kill (and murder) C. D.

As to murder, see sec. 397, *et seq.*

Sentence.¹

An. Code, sec. 507. 1904, sec. 448. 1888, sec. 292. 1737, ch. 2. 1809, ch. 138, sec. 11. 1825, ch. 93.

564. All claims to dispensation from punishment by benefit of clergy are forever abolished; and every person convicted of any felony heretofore deemed clergyable shall be sentenced to undergo a confinement in the penitentiary for any time not less than eighteen months nor more than five years, except in those cases where some other specific penalty is prescribed by this code. And every person who shall be convicted of any felony heretofore excluded from the benefit of clergy, and not specified in this code, shall be sentenced to undergo a confinement in the penitentiary for not less than five nor more than twenty years.

An. Code, sec. 508. 1904, sec. 449. 1888, sec. 293. 1809, ch. 138, sec. 16.

565. If any offender, on conviction, may be sentenced to suffer death, the court before whom such offender shall be tried and convicted shall sentence him to suffer death by hanging by the neck.

See sec. 405.

An. Code, sec. 509. 1904, sec. 450. 1888, sec. 294. 1858, ch. 131.

566. When a case has been removed for trial, and the party shall be sentenced to be hung, the court shall remand him to the place where the indictment was found, where the sentence shall be executed as if passed in that place.

See sec. 405.

¹See art. 3, sec. 60, Md. Constitution.

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